

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA**

UNITED STATES OF AMERICA,  
STATE OF MINNESOTA,  
STATE OF CALIFORNIA,  
STATE OF NORTH CAROLINA,  
STATE OF TENNESSEE,  
STATE OF TEXAS, and  
STATE OF UTAH,

*Plaintiffs,*

v.

AGRI STATS, INC.,

*Defendant.*

**STIPULATION FOR  
MODIFICATION OF DEADLINE  
FOR DEFENDANT TO RESPOND  
TO COMPLAINT**

No.: 0:23-CV-03009-JRT-JFD

Plaintiffs United States of America and the States of Minnesota, California, North Carolina, Tennessee, Texas, and Utah (“Plaintiffs”), and Defendant Agri Stats, Inc. (“Defendant,” and together with Plaintiffs, the “Parties”), by and through counsel, hereby stipulate as follows:

WHEREAS, on September 28, 2023, the United States filed the initial Complaint in this action, *see* ECF. No. 1;

WHEREAS, on November 6, 2023, the United States filed an Amended Complaint pursuant to Fed. R. Civ. P. 15(a)(1), *see* ECF No. 30 (“Amended Complaint”), solely to add the States of Minnesota, California, North Carolina, and Tennessee as plaintiffs;

WHEREAS, on November 8, 2023, Defendant filed a Motion to Transfer Venue, *see* ECF No. 42, for which briefing has not yet been completed and a hearing date has not

yet been set;

WHEREAS, pursuant to Fed. R. Civ. P. 15(a)(2) and with the written consent of Defendant, on November 15, 2023, Plaintiffs filed a Second Amended Complaint solely to add the States of Texas and Utah as additional plaintiffs;

WHEREAS, Defendant is presently required to answer or otherwise respond to the Second Amended Complaint on or before November 29, 2023;

WHEREAS, Defendant seeks and Plaintiffs consent to an extension of the date by which Defendant must answer or otherwise respond to the Second Amended Complaint;

WHEREAS, counsel for the Parties met and conferred by telephone on November 9, 2023, November 14, 2023, and November 15, 2023 and believe that an order from the Court extending the date by which Defendant must answer or otherwise respond to the Second Amended Complaint would serve the interest of preserving judicial and party resources;

WHEREAS, this is the Parties' first stipulation requesting an extension of time to respond to the operative complaint;

NOW THEREFORE, in light of the above-referenced facts, the Parties stipulate and respectfully request that the Court enter an Order providing that the date by which Defendant shall answer or otherwise respond to the Second Amended Complaint shall be extended to January 5, 2024.

IT IS SO STIPULATED.

Respectfully submitted by:

Dated: November 15, 2023

/s/ Mark H.M. Sosnowsky  
MARK H.M. SOSNOWSKY (*pro*  
*hac vice*)  
Senior Trial Counsel  
United States Department of Justice  
Antitrust Division  
450 Fifth Street, NW, Suite 8000  
Washington, DC 20530  
Tel: (202) 812-4723  
Fax: (202) 307-5802  
Mark.Sosnowsky@usdoj.gov

/s/ Liles H. Repp  
LILES H. REPP (No. 0400692)  
Assistant United States Attorney  
600 U.S. Courthouse  
300 South Fourth Street  
Minneapolis, MN 55415  
Tel: (612) 664-5600  
Fax: (612) 664-5788  
Liles.Repp@usdoj.gov

*Counsel for United States of America*

KEITH ELLISON  
Attorney General of Minnesota

/s/ Katherine A. Moerke  
JAMES CANADAY (No. 030234X)  
Deputy Attorney General  
KATHERINE A. MOERKE (No.  
0312277)  
ELIZABETH ODETTE (No.  
0340698)  
SARAH DOKTORI (No. 0403060)  
Assistant Attorneys General  
445 Minnesota Street, Suite 1400  
St. Paul, Minnesota 55101-2130

Dated: November 15, 2023

/s/ Peter H. Walsh  
Peter H. Walsh (MN# 0388672)  
Hogan Lovells US LLP  
80 South 8th Street Ste 1225  
Minneapolis, MN 55402  
Tel: (612) 402-3017  
Fax: (612) 339-5167  
peter.walsh@hoganlovells.com

William L. Monts III  
Justin W. Bernick  
HOGAN LOVELLS US LLP  
555 Thirteenth Street, N.W.  
Washington, D.C. 20004  
Tel: (202) 637-5600  
Fax: (202) 637-5910  
william.monts@hoganlovells.com  
justin.bernick@hoganlovells.com

*Counsel for Defendant*  
*Agri Stats, Inc.*

Tel: (651) 757-1421  
james.canaday@ag.state.mn.us  
Tel: (651) 757-1288  
katherine.moerke@ag.state.mn.us  
Tel: (651) 728-7208  
elizabeth.odette@ag.state.mn.us  
Tel: (651) 583-6694  
sarah.doktori@ag.state.mn.us

*Counsel for State of Minnesota and  
Local Counsel for States of  
California, North Carolina,  
Tennessee, Texas, and Utah*

ROB BONTA  
Attorney General of California

/s/ Robert McNary  
ROBERT MCNARY (*pro hac vice*)  
Deputy Attorney General  
NICOLE GORDON (*pro hac vice*)  
Deputy Attorney General  
JAMIE MILLER (*pro hac vice*)  
Supervising Deputy Attorney General  
PAULA BLIZZARD (*pro hac vice*)  
Senior Assistant Attorney General  
Office of the Attorney General  
California Department of Justice  
300 S. Spring St.  
Los Angeles, California 90013  
Tel: (213) 269-6283  
Robert.McNary@doj.ca.gov

*Counsel for State of California*

JOSHUA H. STEIN  
Attorney General of North Carolina

/s/ Jonathan R. Marx  
JASMINE MCGHEE (*pro hac vice*)  
Senior Deputy Attorney General

JONATHAN R. MARX (*pro hac vice*)  
Special Deputy Attorney General  
KUNAL CHOKSI (*pro hac vice*)  
Special Deputy Attorney General  
114 W. Edenton Street  
Raleigh, NC 27603  
Tel: (919) 716-8611  
jmarx@ncdoj.gov

*Counsel for State of North Carolina*

JONATHAN SKRMETTI  
Attorney General of Tennessee

/s/ Ethan Bowers  
ETHAN BOWERS (*pro hac vice*)  
Assistant Attorney General  
Office of the Tennessee Attorney  
General  
P.O. Box 20207  
Nashville, Tennessee 37202  
Tel: (615)741-8091  
Ethan.Bowers@ag.tn.gov

*Counsel for State of Tennessee*

KEN PAXTON  
Attorney General of Texas

/s/ Trevor Young  
BRENT WEBSTER\*  
First Assistant Attorney General  
GRANT DORFMAN\*  
Deputy First Assistant Attorney  
General  
JAMES LLOYD\*  
Deputy Attorney General for Civil  
Litigation; Chief, Antitrust Division  
TREVOR YOUNG\*

Deputy Chief, Antitrust Division  
WILLIAM SHIEBER\*  
JONATHAN WOODWARD\*  
Assistant Attorneys General  
Office of the Attorney General, State  
of Texas  
300 West 15<sup>th</sup> Street  
Austin, Texas 78701  
Tel: (512) 463-1710  
Trevor.Young@oag.texas.gov

*Counsel for State of Texas*  
*\*Pro Hac Vice* Motions Forthcoming

SEAN D. REYES  
Attorney General of Utah

/s/ Marie W.L. Martin  
MARIE W.L. MARTIN\*  
Assistant Attorney General  
Utah Office of the Attorney General  
350 N. State Street, Suite 230  
Salt Lake City, UT 84114  
Tel: 801-366-0375  
Fax: 801-366-0378  
mwmartin@agutah.gov

*Counsel for State of Utah*  
*\*Pro Hac Vice* Motion Forthcoming